

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Daniel Mark Hutchinson, Gary Dean Grubbs, Roger Anthony  
Diemer and Ricardo Haro  
Filed : January 15, 2002  
For : METHOD AND APPARATUS FOR PROVIDING DUAL  
AUTOMATIC GAIN CONTROL DELAY SETTING IN A  
TELEVISION RECEIVER  
Serial No. : 10/031,059  
Pct No. : PCT/US00/19115  
International Filing Date: 13 July 2000  
Priority Date : 16 July 1999

RENEWED PETITION UNDER 37 C.F.R. 1.47(a)  
ONE INVENTOR NOT AVAILABLE

Hon. Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231  
Attn.: Examiner Diana L. Oleksa  
PCT Legal Office

Dear Examiner Oleksa:

Applicants hereby present a Renewed Petition for the above-identified United States Patent Application. This Renewed Petition is provided in response to the decision dated March 18, 2003 in response to the Petition under 37 CFR 1.47(a) dated 10 February 2003 for which a request for reconsideration of the Decision is due on April 18, 2003.

It is respectfully submitted that no fee for filing this Renewed Petition is due. However, if a fee is due, please charge the fee to Deposit Account 07-0832.

Upon receipt of the Decision dismissing the original Petition under 37 CFR 1.47(a) for the above-referenced United States Patent Application, the Assignee has obtained a new petition signed by Daniel Mark Hutchinson, Gary Dean Grubbs and Roger Anthony Diemer correcting the deficiencies in the previously filed Declaration. Applicant also again attempted to reach Mr. Ricardo Haro. The previous Declaration signed by Mr. Haro was rejected in the above-mentioned decision as a faint mark striking through the listings of the other co-inventors was present.

In this subsequent attempt, Ms. Davida Fornarotto, an employee of Assignee, Thomson Licensing, Inc., was entrusted with attempting to contact Mr. Ricardo Haro. A declaration signed by Ms. Fornarotto is attached as Exhibit A.

On March 26, 2003, Ms. Fornarotto placed a telephone call to the last known telephone number (317-598-9515) for Mr. Haro. Upon dialing the telephone number, Ms. Fornarotto was informed that the telephone number was disconnected.

After finding out the telephone number was disconnected, on March 26, 2003, Ms. Fornarotto contacted Mr. Haro's supervisor prior to his leaving Thomson Licensing, Inc., Mr. Carlos Lopez. Mr. Lopez was contacted via email asking for the whereabouts of Mr. Haro. Mr. Lopez indicated that he would investigate the matter. On March 27, 2003 Ms. Fornarotto received a return email from Mr. Lopez providing a cellular telephone number (011-52-656-106-7132) for Mr. Haro. A copy of the email sent to Mr. Lopez as well as the responses received from Mr. Lopez is attached as Exhibit B.

On March 27, 2003 Ms. Fornarotto contacted Mr. Haro at the telephone number provided by Mr. Lopez and left a voice mail message asking Mr. Haro to contact her with a current home address so another Declaration may be sent for his signature.

After not hearing from Mr. Haro, on April 1, 2003 Ms. Fornarotto again contacted Mr. Lopez via email to ask if he knew of an address for Mr. Haro. Mr. Lopez responded indicating that he will have a colleague contact Mr. Haro directly. A copy of this email sent to Mr. Lopez as well as the response received from Mr. Lopez is attached as Exhibit C.

On April 3, 2003 Ms. Fornarotto received an email from Mr. Haro providing a telephone number and a subsequent email including an address for mailing of the Declaration. Ms. Fornarotto responded to the email on April 3, 2003 indicating that she would send the Declaration via Federal Express. A copy of these emails is attached as Exhibit D.

On April 3, 2003 Ms. Fornarotto sent a new Declaration via Federal Express (FedEx Tracking No. 8401 2496 8923) along with a return envelope and Airbill (FedEx Tracking No. 8388 7665 9283). The letter and documents were sent to 8401 Gateway West E-1 PMB160, El Paso, Texas 79925. This is the address Mr. Haro provided in his email of April 3, 2003. A copy of the documents mailed by Ms. Fornarotto are attached as Exhibit E. A copy of the FedEx Airbill (FedEx Tracking No. 8401 2496 8923) is attached as Exhibit F.

A few days later, Ms. Fornarotto called Federal Express and was informed that the package sent on April 3, 2003 was delivered on April 4, 2003 and was signed for by Gallegos. Ms. Fornarotto then logged onto the Federal Express web site and confirmed this information by tracking the activity of the shipment. A printout of the tracking information received from the Federal Express web site is attached as Exhibit G.

Ms. Fornarotto also logged onto the Federal Express web site to track the activity of the return envelope Airbill (FedEx Tracking No. 8388 7665 9283) and was informed that Federal Express had no record of an envelope with FedEx Tracking No. 8388 7665 9283 being picked up. A printout of the tracking information received from the Federal Express web site is attached as Exhibit H.

On April 15, 2003, Ms. Fornarotto again emailed Mr. Haro asking if he had received the Federal Express package and informing him that the package was received by and signed for by Gallegos. The email also indicated that the Declaration must be filed by April 18, 2003 and thus requires his immediate attention. A copy of this email is attached as Exhibit I.

No response to this Federal Express package has been received as of the date of this petition, no response has been received from Mr. Haro.

It is respectfully submitted that the Assignee has been diligent in the efforts made to contact Mr. Haro and have a Declaration executed. As a Declaration executed by all named inventors other than Mr. Haro is now being provided with this Renewed Petition to the United States Patent and Trademark Office and such diligent efforts have been made to locate Mr. Haro and have a Declaration signed, it is respectfully submitted that all the filing requirements have been met and that the present application should now be Examined.

Should there be anything else required in order to meet the filing requirements of the United States Patent and Trademark Office and place this application in better form for examination, the Examiner is respectfully requested to contact the undersigned attorney.

Respectfully submitted,

By: 

Jackie Jay Schwartz

Reg. No. 34,721

(609) 734-6866

Patent Operations  
Thomson Licensing, Inc.  
P.O. Box 5312,  
Princeton, NJ 08543-5312  
April 16, 2003

Please type a plus sign (+) inside this box →



PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

☐ Declaration Submitted With Initial Filing      ☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

|                          |                             |
|--------------------------|-----------------------------|
| Attorney Docket Number   | RCA 89694                   |
| First Named Inventor     | Daniel Mark Hutchinson etal |
| <b>COMPLETE IF KNOWN</b> |                             |
| Application Number       | /                           |
| Filing Date              |                             |
| Group Art Unit           |                             |
| Examiner Name            |                             |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD AND APPARATUS FOR PROVIDING DUAL AUTOMATIC GAIN  
CONTROL DELAY SETTING IN A TELEVISION RECEIVER**

the specification of which (Title of the Invention)

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) **July 13, 2000** as United States Application Number or PCT International

Application Number **PCT/US00/19115** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) Country | Priority Not Claimed     | Certified Copy Attached? |                          |
|-------------------------------------|---------|--|--------------------------|--------------------------|--------------------------|
|                                     |         |  |                          | YES                      | NO                       |
|                                     |         |  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. |
|-----------------------|--------------------------|--|
| 60/144,423            | July 16, 1999            |  |

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box → +

PTO/SB/01 (10-00)

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## DECLARATION — Utility or Design Patent Application

|  |                                   |   |                             |
|--|-----------------------------------|---|-----------------------------|
| Direct all correspondence to: <input type="checkbox"/> Customer Number or Bar Code Label <span style="border: 1px solid black; display: inline-block; width: 100px; height: 20px; vertical-align: middle;"></span>   |                                   | OR <input checked="" type="checkbox"/> Correspondence address below           |                             |
| <b>Name</b> JOSEPH S. TRIPOLI  |                                   |   |                             |
| <b>Address</b> THOMSON MULTIMEDIA LICENSING INC.   |                                   |   |                             |
| <b>Address</b> PO Box 5312   |                                   |   |                             |
| <b>City</b> PRINCETON  |                                   | <b>State</b> NJ   | <b>ZIP</b> 08543-5312       |
| <b>Country</b> USA   | <b>Telephone</b> 609-609-734-6801 |   | <b>Fax</b> (609) 734 - 6888 |
| <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> |                                   |   |                             |
| <b>NAME OF SOLE OR FIRST INVENTOR:</b>   |                                   | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                             |
| <b>Given Name</b> DANIEL MARK  |                                   | <b>Family Name</b> HUTCHINSON or Surname                                      |                             |
| <b>Inventor's Signature</b> <i>Daniel Mark Hutchinson</i>  |                                   | <b>Date</b> 4-10-03   |                             |
| <b>Residence: City</b> CARMEL  | <b>State</b> INDIANA              | <b>Country</b> US   | <b>Citizenship</b> US       |
| <b>Mailing Address</b>   |                                   |   |                             |
| <b>Mailing Address</b> 13790 Laredo Drive  |                                   |   |                             |
| <b>City</b> Carmel   | <b>State</b> Indiana              | <b>ZIP</b> 46032  | <b>Country</b> US           |
| <b>NAME OF SECOND INVENTOR:</b>  |                                   | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                             |
| <b>Given Name</b> GARY DEAN  |                                   | <b>Family Name</b> GRUBBS or Surname  |                             |
| <b>Inventor's Signature</b> <i>Gary Dean Grubbs</i>  |                                   | <b>Date</b> 4-10-03   |                             |
| <b>Residence: City</b> INDIANAPOLIS  | <b>State</b> Indiana              | <b>Country</b> US   | <b>Citizenship</b> US       |
| <b>Mailing Address</b>   |                                   |   |                             |
| <b>Mailing Address</b> 8554 Douglaston Court   |                                   |   |                             |
| <b>City</b> Indiana  | <b>State</b> Indiana              | <b>ZIP</b> 46234  | <b>Country</b> US           |
| <input checked="" type="checkbox"/> Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.   |                                   |   |                             |

Please type a plus sign (+) inside this box →



Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION****ADDITIONAL INVENTOR(S)**  
Supplemental Sheet  
Page 1 of 1

|  |              |   |         |
|--|--------------|---|---------|
| Name of Additional Joint Inventor, if any:   |              | <input type="checkbox"/> A petition has been filed for this unsigned inventor |         |
| Given Name (first and middle (if any))       |              | Family Name or Surname  |         |
| MATTHEW THOMAS                               |              | MAYER   |         |
| Inventor's Signature <i>[Signature]</i>      |              | Date 4-8-03   |         |
| Residence: City                              | INDIANAPOLIS | State   | INDIANA |
|  |              | Country   | US      |
| Citizenship US                               |              |   |         |
| Mailing Address                              |              |   |         |
| Mailing Address 8262 Forest Lane             |              |   |         |
| City   | Indianapolis | State   | Indiana |
|  |              | ZIP   | 46240   |
|  |              | Country   | US      |
| Name of Additional Joint Inventor, if any:   |              | <input type="checkbox"/> A petition has been filed for this unsigned inventor |         |
| Given Name (first and middle (if any))       |              | Family Name or Surname  |         |
| RICARDO                                      |              | HARO  |         |
| Inventor's Signature                         |              | Date  |         |
| Residence: City                              | EL PASO      | State   | TX      |
|  |              | Country   | US      |
| Citizenship MX                               |              |   |         |
| Mailing Address                              |              |   |         |
| Mailing Address 8401 Gateway West E-1 PMB160 |              |   |         |
| City   | El Paso      | State   | TX      |
|  |              | Zip   | 79925   |
|  |              | Country   | US      |
| Name of Additional Joint Inventor, if any:   |              | <input type="checkbox"/> A petition has been filed for this unsigned inventor |         |
| Given Name (first and middle (if any))       |              | Family Name or Surname  |         |
|  |              |   |         |
| Inventor's Signature                         |              | Date  |         |
| Residence: City                              |              | State   |         |
|  |              | Country   |         |
| Citizenship                                  |              |   |         |
| Mailing Address                              |              |   |         |
| Mailing Address                              |              |   |         |
| City   |              | State   |         |
|  |              | Zip   |         |
|  |              | Country   |         |

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## EXHIBIT A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Daniel Mark Hutchinson, Gary Dean Grubbs, Roger Anthony  
Diemer and Ricardo Haro  
Filed : January 15, 2002  
For : METHOD AND APPARATUS FOR PROVIDING DUAL  
AUTOMATIC GAIN CONTROL DELAY SETTING IN A  
TELEVISION RECEIVER  
Serial No. : 10/031,059  
Pct No. : PCT/US00/19115  
International Filing Date: 13 July 2000  
Priority Date : 16 July 1999

RULE 1.131 DECLARATION OF DAVIDA FORNAROTTO

I, Davida Fornarotto, declare as follows:

1. I am currently employed by Thomson Licensing, Inc., assignee of the above-captioned United States Patent Application;
2. I am responsible for filing and maintaining a docket for PCT applications for Thomson Licensing, Inc. These duties include obtaining signatures from inventors on Declarations, Assignments and Powers of Attorney;
3. On March 26, 2003, I attempted to contact Mr. Ricardo Haro by placing a telephone call to the last known telephone number (317-598-9515) for Mr. Haro. Upon dialing the telephone number, I heard a message indicating that the telephone number was disconnected.
4. After finding out the telephone number was disconnected, on March 26, 2003 I contacted Mr. Haro's supervisor prior to his leaving Thomson Licensing, Inc., Mr. Carlos Lopez, via email asking for the whereabouts of Mr. Haro. Mr. Lopez indicated that he would investigate the matter.
5. On March 27, 2003 I received a return email from Mr. Lopez providing me with a cellular telephone number (011-52-656-106-7132) for Mr. Haro.
6. On March 27, 2003 I contacted Mr. Haro at the telephone number provided by Mr. Lopez and left a voice mail message asking Mr. Haro to contact me with a current home address so I may send him another Declaration to sign.
7. After not hearing from Mr. Haro, on April 1, 2003 I again contacted Mr. Lopez via email to ask if he knew of an address for Mr. Haro.



8. On April 3, 2003 I received an email from Mr. Haro providing an address for mailing of the Declaration.

9. I responded to the email on April 3, 2003 indicating that I would send the Declaration via Federal Express.

10. On April 3, 2003 I sent a new Declaration via Federal Express (FedEx Tracking No. 8401 2496 8923) along with a return envelope and Airbill (FedEx Tracking No. 8388 7665 9283). The letter and documents were sent to 8401 Gateway West E-1 PMB160, El Paso, Texas 79925. This is the address Mr. Haro provided in his email of April 3, 2003;

11. A few days later, I called Federal Express and was informed that the package sent on April 3, 2003 was delivered on April 4, 2003 and was signed for by Gallegos;

12. I then logged onto the Federal Express web site and confirmed this information by tracking the activity of the shipment;

13. I also logged onto the Federal Express web site to track the activity of the return envelope Airbill (FedEx Tracking No. 8388 7665 9283) and was informed that Federal Express had no record of an envelope with FedEx Tracking No. 8388 7665 9283 being picked up;

14. On April 15, 2003, I again emailed Mr. Haro asking if he had received the Federal Express package and informing him that the package was received by and signed for by Gallegos. The email also indicated that the Declaration must be filed by April 18, 2003 and thus requires his immediate attention;

15. I have not received a response to this Federal Express package and, as of the date of this petition, I have still not received a response from Mr. Haro;

16. All statements made herein to my knowledge are true. These statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful statements may jeopardize the validity of the Application or any patent issued thereon.

April 16, 2003

Date

David F. Fornarotto

David F. Fornarotto

Serial No. 10/031,059

89694

## EXHIBIT B

## **Fornarotto Davida (Princeton)**

---

**From:** Lopez Carlos  
**Sent:** Thursday, March 27, 2003 11:18 AM  
**To:** Fornarotto Davida (Princeton)  
**Subject:** RE: Location of Inventor

Davida:

I got a cell phone number, is as follow:

011-52-656-106-7132

This number include the Mexico area code and Juarez area code.

\*\*\*\*\*

Carlos Lopez  
Thomson MultiMedia AOE  
Mexico (1) 649-4000 Ext. 4479  
Fax: Ext. 4488  
USA: (915) 841-4479 Fax: 4488  
lopez.carlos@thomson.net  
\*\*\*\*\*

-----Original Message-----

**From:** Fornarotto Davida (Princeton)  
**Sent:** Thursday, March 27, 2003 9:22 AM  
**To:** Lopez Carlos  
**Subject:** RE: Location of Inventor

Thank you so much for your help. I will be waiting for the further information.

Davida

-----Original Message-----

**From:** Lopez Carlos  
**Sent:** Thursday, March 27, 2003 11:01 AM  
**To:** Fornarotto Davida (Princeton)  
**Subject:** RE: Location of Inventor

Hi Davida:

Ricardo Haro was layoff from Thomson last February/2003, he is living in Juarez Mexico but I don't have the information that you are requesting me right now. I'll investigate that for you and send the information today.  
Regards.

\*\*\*\*\*

Carlos Lopez  
Thomson MultiMedia AOE  
Mexico (1) 649-4000 Ext. 4479  
Fax: Ext. 4488  
USA: (915) 841-4479 Fax: 4488  
lopez.carlos@thomson.net  
\*\*\*\*\*

-----Original Message-----

**From:** Fornarotto Davida (Princeton)  
**Sent:** Thursday, March 27, 2003 8:39 AM  
**To:** Lopez Carlos  
**Subject:** Location of Inventor

March 26, 2003

• Dear Mr. Lopez:

This is to introduce myself. I am a Paralegal in the Patent Department for THOMSON in Princeton, New Jersey.

**I am trying to locate Mr. Ricardo Haro.** I have a form which I need signed by him for one of this patent applications.

I was given your name and I hope that you can help me locate Mr. Haro.

Could you please let me know his current home address, his e-mail address and/or his phone number, I would greatly appreciate it.

---

I will be waiting to hear from you.

Thank you very much for your help in this matter.

Very truly yours,

Ms. Davida Fornarotto  
Paralegal

## EXHIBIT C

**Fornarotto Davida (Princeton)**

---

**To:** Lopez Carlos  
**Subject:** RE: Location of Ricardo Haro

April 2, 2003

Thank you so much for all your help.

Davida

-----Original Message-----

**From:** Lopez Carlos  
**Sent:** Tuesday, April 01, 2003 5:39 PM  
**To:** Fornarotto Davida (Princeton)  
**Subject:** RE: Location of Ricardo Haro

Davida:

I'll send a message to him directly. One of my college knows his home. I think is better if he contact you directly than if I give you his address, because I don't know how many time he'll be there (his home town is Durango and not Juarez). If this plan fail I'll investigate more deeply for you about his location. I'll keep you informed.

\*\*\*\*\*

Carlos Lopez  
Thomson MultiMedia AOE  
Mexico (1) 649-4000 Ext. 4479  
Fax: Ext. 4488  
USA: (915) 841-4479 Fax: 4488  
lopez.carlos@thomson.net  
\*\*\*\*\*

-----Original Message-----

**From:** Fornarotto Davida (Princeton)  
**Sent:** Tuesday, April 01, 2003 11:39 AM  
**To:** Lopez Carlos  
**Subject:** Location of Ricardo Haro

April 1, 2003

Hello Mr. Lopez:

Thank you for the cell phone number for Mr. Haro. I called it but have not heard from him.

I was wondering if you could possibly check with your HR Department (or personnel department) and see if they have a home address for Mr. Haro in Mexico.

I would greatly appreciate it if you could do this for me.

Thanking you in advance for any thing you can find for me.

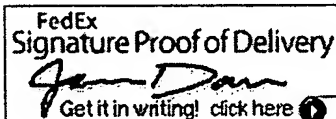
Ms. Davida Fornarotto

[United States Home](#)[Information Center](#) | [Customer Support](#)[Package / Envelope Services](#)[Freight Services](#)[Same Day Services](#)[Ship](#)[Track](#)[Rates](#)[Pickup](#)[Locations](#)[Transit Time](#)[International](#)

- ▶ [Track Shipments](#)
- ▶ [Alternate Reference Track](#)
- ▶ [Email Track](#)
- ▶ [FedEx InSight](#)
- ▶ [Custom Critical](#)
- ▶ [Cargo Track](#)
- ▶ [FedEx Freight](#)

**Related Links**

- ▶ [Signature Proof](#)
- ▶ [My FedEx](#)
- ▶ [FedEx Wireless Solutions](#)
- ▶ [FedEx Address Checker](#)

**NEED TO KNOW?****Track Shipments****Detailed Results**[Quick Help](#)

**Tracking Number** 840124968923  
**Reference Number** 802 RCA 89694  
**Ship Date** 04/03/2003  
**Delivered To** Receipt/Fmt desk  
**Delivery Location** EL PASO TX  
**Delivery Date/Time** 04/04/2003 11:38  
**Signed For By** GALLEGOS  
**Service Type** Priority Envelope

**Tracking Options**

- [Obtain a Signature Proof of Delivery](#)
- [Email these tracking results](#) to one or more recipients
- [Track More Shipments](#)

**Scan Activity**

Delivered/EL PASO TX

**Date/Time**

04/04/2003 11:38

**Comments**

Delivered/EL PASO TX

04/04/2003 10:25

On FedEx vehicle for delivery/EL PASO TX

04/04/2003 08:15

Arrived at FedEx Destination Location/EL PASO TX

04/04/2003 07:31

Left FedEx Ramp/EL PASO TX

04/04/2003 07:06

Arrived at FedEx Ramp/EL PASO TX

04/04/2003 05:55

Left FedEx Sort Facility/MEMPHIS TN

04/04/2003 04:01

Left FedEx Sort Facility/MEMPHIS TN

04/04/2003 00:33

Arrived at Sort Facility/MEMPHIS TN

04/03/2003 23:41

Left FedEx Sort Facility/NEWARK NJ

04/03/2003 22:36

Arrived at Sort Facility/NEWARK NJ

04/03/2003 21:23

Left FedEx Origin Location/HAMILTON NJ

04/03/2003 20:13

Picked up by FedEx/HAMILTON NJ

04/03/2003 18:00

**Email Your Detailed Tracking Results**

Enter your email (optional), up to three email addresses as recipients, add your message, and click on **Send Email**.

**From**

**To**

**To**

**To**

Add a message to this email.

**Send Email**

Serial No. 10/031,059

89694

## EXHIBIT D



**Fornarotto Davida (Princeton)**

---

**To:** Haror60@aol.com

**Subject:** RE: Location of Ricardo Haro.

April 3, 2003

Hello Mr. Haro:

Thank you so much for responding to my inquiries in trying to locate you.

I have another form which needs your signature (due to the fact that the USPTO didn't like the other declaration that we sent for RCA 89694).

Could you please let me know your **current** home address; and will it be alright for me to send the new form to you there so that you can sign it **OR** I can even send you the form via e-mail if you can print it out to sign it.

Would it be easy for you to then send it back to us as quickly as possible (via courier or FEDX)?

I greatly appreciate any help you can give me.

Davida

[Fornarotto Davida (Princeton)] -----Original Message-----

**From:** Haror60@aol.com [mailto:Haror60@aol.com]

**Sent:** Thursday, April 03, 2003 2:46 AM

**To:** Fornarotto Davida (Princeton)

**Subject:** Location of Ricardo Haro.

Hello! Davida,

I hope this message will get to you. I was told that you were trying to find my location.

By now I can be reached at the following E-mail address "haror60@aol.com"

And the following telephone number as dialed from US: 011-52-(656)-558-0819.

Best Regards:

Ricardo Haro.

4/3/2003

**Fornarotto Davida (Princeton)**

---

**To:** Haror60@aol.com

**Subject:** RE: Location of Ricardo Haro.

4/3/03

Dear Ricardo:

I will send the form out to you today via FEDX to the address below and I will enclose a self-addressed FEDX envelope to return it in.

---

Yes my last name is Italian (by marriage only).

Thank you so much for your help.

Davida

return  
env. #  
8388-7665-9283

-----Original Message-----

**From:** Haror60@aol.com [mailto:Haror60@aol.com]

**Sent:** Thursday, April 03, 2003 11:00 AM

**To:** Fornarotto Davida (Princeton)

**Subject:** Re: Location of Ricardo Haro.

Davida,

if you can send the form with its return envelope soon, I would recommend you to do so to the following address in US, then I'll pick it up, sign it and return it.:

Address:

8401 Gateway West E-1 PMB160  
El Paso, TX. 79925

Sorry to ask the question, but is your name italian or something like that?  
Regards

Ricardo

4/3/2003

## EXHIBIT E

**Fornarotto Davida (Princeton)**

---

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Regards

Ricardo

4/3/2003

Please type a plus sign (+) inside this box



PTO/SB/01 (10-00)

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

☐ Declaration  
Submitted With Initial  
Filing

OR

☐ Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

|                          |                              |
|--------------------------|------------------------------|
| Attorney Docket Number   | RCA 89694                    |
| First Named Inventor     | Daniel Mark Hutchinson et al |
| <b>COMPLETE IF KNOWN</b> |                              |
| Application Number       | /                            |
| Filing Date              |                              |
| Group Art Unit           |                              |
| Examiner Name            |                              |

**As a below named inventor, I hereby declare that:**

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD AND APPARATUS FOR PROVIDING DUAL AUTOMATIC GAIN  
CONTROL DELAY SETTING IN A TELEVISION RECEIVER**

the specification of which (Title of the Invention)

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) **July 13, 2000** as United States Application Number or PCT International

Application Number **PCT/US00/19115** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application<br>Number(s) | Country | Foreign Filing Date<br>(MM/DD/YYYY) Country | Priority<br>Not Claimed  | Certified Copy Attached? |                          |
|--|---------|---|--------------------------|--------------------------|--------------------------|
|  |         |   |                          | YES                      | NO                       |
|  |         |   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|  |         |   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|  |         |   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|  |         |   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application<br>numbers are listed on<br>a supplemental priority data sheet<br>PTO/SB/02B attached hereto. |
|-----------------------|--------------------------|---|
| 60/144,423            | July 16, 1999            |   |

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box →



PTO/SB/01 (10-00)

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## DECLARATION — Utility or Design Patent Application

|   |                                   |   |                                      |    |  |
|---|-----------------------------------|---|--------------------------------------|----|--|
| Direct all correspondence to:   |                                   | <input type="checkbox"/> Customer Number<br>or Bar Code Label                 | <input type="text"/>                 | OR | <input checked="" type="checkbox"/> Correspondence address below |
| Name  | JOSEPH S. TRIPOLI                 |   |                                      |    |  |
| Address   | THOMSON MULTIMEDIA LICENSING INC. |   |                                      |    |  |
| Address   | PO Box 5312                       |   |                                      |    |  |
| City  | State                             | ZIP   |                                      |    |  |
| PRINCETON   | NJ                                | 08543-5312  |                                      |    |  |
| Country   | Telephone                         | Fax   |                                      |    |  |
| USA   | 609-609-734-6801                  | (609) 734 - 6888  |                                      |    |  |
| I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. |                                   |   |                                      |    |  |
| NAME OF SOLE OR FIRST INVENTOR:   |                                   | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                                      |    |  |
| Given Name  | DANIEL MARK                       |   | Family Name HUTCHINSON<br>or Surname |    |  |
| Inventor's Signature  |                                   |   |                                      |    | Date   |
| Residence: City   | State                             | Country   | Citizenship                          |    |  |
| CARMEL  | INDIANA                           | US  | US                                   |    |  |
| Mailing Address   |                                   |   |                                      |    |  |
| Mailing Address 13790 Laredo Drive  |                                   |   |                                      |    |  |
| City  | State                             | ZIP   | Country                              |    |  |
| Carmel  | Indiana                           | 46032   | US                                   |    |  |
| NAME OF SECOND INVENTOR:  |                                   | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                                      |    |  |
| Given Name  | GARY DEAN                         |   | Family Name GRUBBS<br>or Surname     |    |  |
| Inventor's Signature  |                                   |   | Date                                 |    |  |
| Residence: City   | State                             | Country   | Citizenship                          |    |  |
| INDIANAPOLIS  | Indiana                           | US  | US                                   |    |  |
| Mailing Address   |                                   |   |                                      |    |  |
| Mailing Address 8554 Douglaston Court   |                                   |   |                                      |    |  |
| City  | State                             | ZIP   | Country                              |    |  |
| Indiana   | Indiana                           | 46234   | US                                   |    |  |
| <input checked="" type="checkbox"/> Additional Inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.  |                                   |   |                                      |    |  |

Please type a plus sign (+) inside this box →

+

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION****ADDITIONAL INVENTOR(S)**  
**Supplemental Sheet**  
Page 1 of 1

|  |              |   |         |
|--|--------------|---|---------|
| Name of Additional Joint Inventor, if any:   |              | <input type="checkbox"/> A petition has been filed for this unsigned inventor |         |
| Given Name (first and middle (if any))       |              | Family Name or Surname  |         |
| MATTHEW THOMAS                               |              | MAYER   |         |
| Inventor's Signature                         |              | Date  |         |
| Residence: City                              | INDIANAPOLIS | State   | INDIANA |
|  |              | Country   | US      |
| Citizenship US                               |              |   |         |
| Mailing Address                              |              |   |         |
| Mailing Address 8262 Forest Lane             |              |   |         |
| City   | Indianapolis | State   | Indiana |
|  |              | ZIP   | 46240   |
|  |              | Country   | US      |
| Name of Additional Joint Inventor, if any:   |              | <input type="checkbox"/> A petition has been filed for this unsigned inventor |         |
| Given Name (first and middle (if any))       |              | Family Name or Surname  |         |
| RICARDO                                      |              | HARO  |         |
| Inventor's Signature                         |              | Date  |         |
| Residence: City                              | EL PASO      | State   | TX      |
|  |              | Country   | US      |
| Citizenship MX                               |              |   |         |
| Mailing Address                              |              |   |         |
| Mailing Address 8401 Gateway West E-1 PMB160 |              |   |         |
| City   | El Paso      | State   | TX      |
|  |              | Zip   | 79925   |
|  |              | Country   | US      |
| Name of Additional Joint Inventor, if any:   |              | <input type="checkbox"/> A petition has been filed for this unsigned inventor |         |
| Given Name (first and middle (if any))       |              | Family Name or Surname  |         |
|  |              |   |         |
| Inventor's Signature                         |              | Date  |         |
| Residence: City                              |              | State   |         |
|  |              | Country   |         |
| Citizenship                                  |              |   |         |
| Mailing Address                              |              |   |         |
| Mailing Address                              |              |   |         |
| City   |              | State   |         |
|  |              | Zip   |         |
|  |              | Country   |         |

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Serial No. 10/031,059

89694

## EXHIBIT F



# FedEx® USA Airbill

Express

FedEx Tracking Number  
8401 2496 8923

1 From *Please print and use first*

Date 4/3/03 Sender's FedEx Account Number 2091-6302-0

Sender's Name D. P. Fornaro Phone (609) 734-6880

Company THOMSON MULTIMEDIA LICENSING

Address 2 INDEPENDENCE WAY

City PRINCETON State NJ ZIP 08540-6620

2 Your Internal Billing Reference 802 RCH 89694

3 To Recipient's Name Mr. Ricardo Haro Phone 011-52(656)558-0819

Company 8401 Gateway West E-1 PMB160

Address 8401 Gateway West E-1 PMB160

To "HOLD" at FedEx location, print FedEx address.

Address City El Paso State TX ZIP 79925

City El Paso State TX ZIP 79925

Try online shipping at [fedex.com](http://fedex.com)

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CA 0243225404

SPH33

0215 Sender's Copy

Form 12, No.

4a Express Package Service

☒ FedEx Priority Overnight Next business morning

☐ FedEx 2Day Second business day

☐ FedEx Express Saver Third business day

☐ FedEx 1Day Freight\* Next business day

☐ FedEx 2Day Freight Second business day

☐ FedEx 3Day Freight Third business day

\* Call for Confirmation

4b Express Freight Service

☐ FedEx 1Day Freight\* Next business day

☐ FedEx 2Day Freight Second business day

☐ FedEx 3Day Freight Third business day

\* Declared value limit \$200

5 Packaging

☒ FedEx Envelope\*

☐ FedEx Pak\*

☐ Other

6 Special Handling

☐ SATURDAY Delivery Available ONLY for FedEx Priority Overnight and FedEx First Overnight

☐ HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight

☐ HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx First Overnight

Does this shipment contain dangerous goods?

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

☐ No ☐ Yes

## EXHIBIT G


[United States Home](#)
[Information Center](#) | [Customer Support](#)

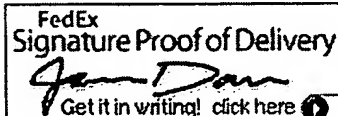
[Package / Envelope Services](#)
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- ▶ [My FedEx](#)
- ▶ [FedEx Wireless Solutions](#)
- ▶ [FedEx Address Checker](#)

## NEED TO KNOW?



## Track Shipments Detailed Results

[Quick Help](#)

**Tracking Number** 840124968923  
**Reference Number** 802 RCA 89694  
**Ship Date** 04/03/2003  
**Delivered To** Receipt/Fmt desk  
**Delivery Location** EL PASO TX  
**Delivery Date/Time** 04/04/2003 11:38  
**Signed For By** .GALLEGOS  
**Service Type** Priority Envelope

#### Tracking Options

- [Obtain a Signature Proof of Delivery](#)
- [Email these tracking results to one or more recipients](#)
- [Track More Shipments](#)

#### Scan Activity

Delivered/EL PASO TX  
 Delivered/EL PASO TX  
 On FedEx vehicle for delivery/EL PASO TX  
 Arrived at FedEx Destination Location/EL PASO TX  
 Left FedEx Ramp/EL PASO TX  
 Arrived at FedEx Ramp/EL PASO TX  
 Left FedEx Sort Facility/MEMPHIS TN  
 Left FedEx Sort Facility/MEMPHIS TN  
 Arrived at Sort Facility/MEMPHIS TN  
 Left FedEx Sort Facility/NEWARK NJ  
 Arrived at Sort Facility/NEWARK NJ  
 Left FedEx Origin Location/HAMILTON NJ  
 Picked up by FedEx/HAMILTON NJ

| Date/Time        | Comments |
|------------------|----------|
| 04/04/2003 11:38 |          |
| 04/04/2003 10:25 |          |
| 04/04/2003 08:15 |          |
| 04/04/2003 07:31 |          |
| 04/04/2003 07:06 |          |
| 04/04/2003 05:55 |          |
| 04/04/2003 04:01 |          |
| 04/04/2003 00:33 |          |
| 04/03/2003 23:41 |          |
| 04/03/2003 22:36 |          |
| 04/03/2003 21:23 |          |
| 04/03/2003 20:13 |          |
| 04/03/2003 18:00 |          |

## Email Your Detailed Tracking Results

Enter your email (optional), up to three email addresses as recipients, add your message, and click on **Send Email**.

From:   
 To:   
 To:   
 To:

Add a message to this email.

## EXHIBIT H

[United States Home](#)[Information Center](#) | [Customer Supp](#)[Package / Envelope Services](#)[Freight Services](#)[Same Day Services](#)[Ship](#)[Track](#)[Rates](#)[Pickup](#)[Locations](#)[Transit Time](#)[International](#)

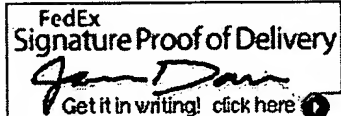
- ▶ [Track Shipments](#)
- ▶ [Alternate Reference Track](#)
- ▶ [Email Track](#)
- ▶ [FedEx InSight](#)
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- ▶ [Cargo Track](#)
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### Related Links

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### Not Found

No scan record for the following shipments has been received by our system yet. Please try again later or contact [Customer Service](#).

**Tracking Number**  
838876659283

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## EXHIBIT I

**Fornarotto Davida (Princeton)**

---

To: Haror60@aol.com  
Subject: RCA 89694 Documents to be signed

April 15, 2003

Dear Mr. Haro:

This is further to our previous e-mails concerning a document that needs your signature for the above case.

~~I have checked with FEDX and was advised that the package, with the document for your signature, was received and signed at:~~

8401 Gateway West E-1 PMB160  
El Paso, TX 79925

by Gallegos on April 4, 2003.

Would you please let me know if you have received it? Also, could you please sign the document and return it to us as immediately as possible as we have a due date of April 18, 2003 to submit it to the US Patent Office.

Thank you for your help.

Davida Fornarotto